vss

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.503 OF 2004
IN
SUMMARY SUIT NO.1896 OF 2003

Prem Swiss Text (P) Ltd. ... Plaintiff

V/s.

Avik Duke & Ors. ... Defendants

Mr.S.Patel i/b Sunil & Co. for Defendant No.1

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **DECEMBER 20, 2005**

P.C.:

. This Chamber Summons has been taken out for condonation of delay in filing the Vakalatnama in the Summary Suit. According to the Defendant No.1, the Summons was served at his place of residence when his servant accepted the same. However, there is no noting as to when exactly the writ of summons was received and, therefore, according to defendant No.1, it could be between 45 to 50 days delay.

2. Nobody appears for the plaintiff, though served. For the reasons set out in the affidavit in support of the Chamber Summons, the Chamber Summons is allowed in terms of prayer clause (A).